

**MUSKEGON CHARTER TOWNSHIP
COUNTY OF MUSKEGON
STATE OF MICHIGAN**

**AN ORDINANCE TO AMEND CHAPTER 18 OF THE CODE OF ORDINANCES OF
THE CHARTER TOWNSHIP OF MUSKEGON – GRASS AND NOXIOUS WEEDS**

Ordinance 13-10

THE CHARTER TOWNSHIP OF MUSKEGON ORDAINS:

Section 1. Purpose.

This amendment is intended provide clarification of the enforcement procedure for the Grass and Noxious Weeds ordinance for Muskegon Charter Township.

Section 2: That Sec. 18-5 of the Code of Ordinances of Muskegon Township be amended to read as follows:

(a) Defined. Grass and noxious weeds shall mean and include all plants listed within Public Act 359 of 1941, as amended, and incorporated herein by reference. The term shall also include all common grasses, more than ten inches in height, dead bushes, tree stumps, bushes and trees infested with dangerous insects or infectious diseases, and unbagged leaves after the leaf season has concluded. Leaf season shall be defined as beginning September 1st and ending April 30th. Wooded frontage shall be defined as the frontage of any property which is covered with trees and bushes or woods.

(b) Nuisance.

(1) All grass and noxious weeds as defined, located within and upon the parcels of property described below, are hereby declared to be a nuisance.

(2) It shall be the duty of every owner or occupant, whether developed or not, to remove all grass and noxious weeds in the following designated parcels of property:

- a. All parcels ½ acre or less whether platted or not.
- b. The front 50' of any developed parcel larger than ½ acre.

(c) Removal. If the owner or occupant of any premises identified above, who refuses to comply with subsection (a) above, and fails, within ten days after the service of a notice of violation, to bring its property into compliance, the township, its agents and employees, may enter upon such property and shall remove the noxious weeds, or cut the grass as is required, and any expense incurred by the township shall be paid by the owner or occupant of the parcel involved, and if unpaid the township shall have a lien against the property in the amount of the expenses incurred. The lien shall be enforced in the same manner as a tax upon the property and collected as provided by law.

(d) Penalties. Any person violating the provisions of this section shall be responsible for a civil infraction.

(e) Exemptions. The following parcels or specific areas of parcels shall be considered exempt from this ordinance.

- (1) Wooded frontage, as defined by this section, that is not otherwise excluded by this ordinance. In the case of waterfront properties, the street front side will be considered exempt if wooded.
- (2) Any parcel of property for which no building permit has ever been issued.
- (3) Any drainage ditch less elevated than the yard in any zoning district.

Section 3: Severability.

The provisions of this Ordinance are declared to be severable, and the holding of any court of competent jurisdiction that any section hereof is invalid shall not impair or invalidate any other section.

Section 4: Repeal of Conflicting Ordinances.

All Ordinances in conflict with this Ordinance to the extent of such conflict are hereby repealed.

Section 5: Effective Date.

This ordinance shall be effective ten (10) days after publication



Ann Oakes, Clerk

Introduced: September 3, 2013

Adopted: September 16, 2013

Published: September 19, 2013

Effective: September 29, 2013